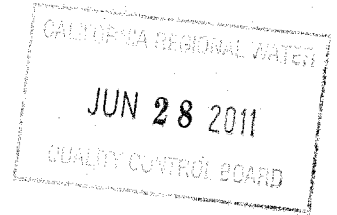


Environmental Consulting Services

ENVIRONMENTAL SCIENCE ■ PERMITTING ■ SEDIMENT AND WATER MANAGEMENT

June 28, 2011

Mr. Xavier Fernandez
San Francisco Bay Regional Water Quality Control Board
1515 Clay Street, Suite 1400
Oakland, California 94612



Subject: Request for Section 401 Water Quality Certification for the 34th America's Cup/James T. Herman Cruise Terminal Project
San Francisco County

Dear Mr. Fernandez:

On behalf of the Port of San Francisco (the "Port"), I am pleased to provide the enclosed application and to request a Water Quality Certification as required under the Section 401 of the Clean Water Act (CWA) for the proposed 34th America's Cup/James T. Herman Cruise Terminal Project ("AC 34").

Primary components of the AC 34 include:

- Hosting the 34th America's Cup Races within the Central San Francisco Bay, which would include approximately 18 race days in 2012 to host the World Series and Youth Race Series and 55 race days in 2013 to host the Louis Vuitton Cup and Challenger Series;
- In water construction including seismic repair, installation of temporary floating docks, moorings and associated gangways along the San Francisco Waterfront at Piers 80, 30-32, 26-28, 14-22 ½, 9, 19, 19 ½, 23, 27-29, the Marina Green and Aquatic Park to establish in water facilities necessary to host the AC 34 Race Events in 2012 and 2013;
- Dredging at Open Water Basins 32-36 and 14-22 ½ and Pier 28 South to achieve required depths for navigation and facilities to accommodate race and spectator boats associated with the Race Events in 2012 and/or 2013;
- Temporary installations and operation of spectator venue sites at Aquatic Park, Fort Mason, Crissy Field and the Marina Green along the San Francisco Waterfront, Fort Baker in the Marin Headlands and Alcatraz Island in the Central Bay;
- Construction of buildings on Piers 27-29 to complete the James R. Herman Cruise Terminal; and
- Operation of the James R. Herman Cruise Terminal at Piers 27-29 after the Race Events have concluded.

222 Columbus Ave. Suite 409, San Francisco, CA
Office: (415) 867-6769
Blanchard.jillian@gmail.com

A detailed project description is enclosed in the attached 401 Water Quality Certification Application.

Project activities that could affect waters of the State include dredging (159,000 cy of dredging) and fill (approximately 8232.6 sq feet of temporary and 4,686 sq feet of permanent) in the San Francisco Central Bay associated with the in water construction described above.

The Port has requested both an individual Section 404 Permit under the CWA and a Section 10 Permit under the Rivers and Harbor Act from the San Francisco District of the U.S. Army Corps of Engineers (copy of combined application is forthcoming).

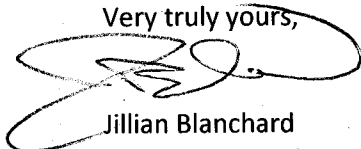
Two Biological Assessments (BA) have been prepared for the AC 34: 1) for the U.S. Fish and Wildlife Service and 2) for the NOAA Fisheries, which BAs assess the potential impacts of the AC 34 on federally listed species. These documents will be provided to you as soon as they are completed (estimated to be within the next two months).

To fulfill the requirements of the California Environmental Quality Act, the Port is in the process of completing a public draft Environmental Impact Report for the AC 34, which will be published on or around July 11, 2011.

Due to the small amount of proposed permanent and temporary fill, the total permit fee for the AC 34 has not yet been determined; however, a check in the amount of \$640.00 is enclosed with this application to cover the base fee.

If you require additional information or have any questions regarding this application, please contact me at (415) 867-6769 or Kelley Capone, Environmental Project Manager, at (415) 274-0256. We look forward to working with you to complete the permitting for this important project for the City of San Francisco.

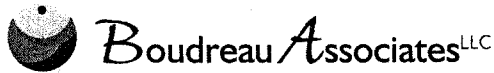
Very truly yours,



Jillian Blanchard
Boudreau Associates LLC

Enclosures

Cc: Bill Hurley, RWQCB
Rob Lawrence, USACE
Kelley Capone, Port of SF

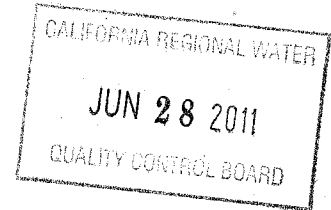


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THIS MULTI-TONE AREA OF THE DOCUMENT CHANGES COLOR GRADUALLY AND EVENLY FROM DARK TO LIGHT WITH DARKER AREAS BOTH TOP AND BOTTOM. THE ORIGINAL DOCUMENT HAS A REFLECTIVE WATERMARK ON THE BACK. HOLD AT AN ANGLE TO VIEW WHEN CHECKING THE ENDORSEMENT.

BANK OF AMERICA, N.T. & S.A.
San Francisco, CA

CITY AND COUNTY OF SAN FRANCISCO
PAYABLE AT ANY BANK IF PRESENTED WITHIN NINETY DAYS

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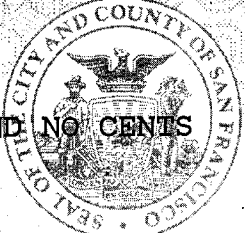
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SIX HUNDRED FORTY DOLLARS AND NO CENTS

AMOUNT
\$ *****640.00

OF THE
ORDER OF

CALIF REGIONAL WATER QUALITY CONTROL BRD
1515 CLAY STREET #1400
OAKLAND CA 94612



 
CONTROLLER